

17 November 2006

Mike Buckley  
General Manager  
Australian Competition and Consumer Commission  
Network Regulation North  
GPO Box 3648  
Sydney, NSW 2001

By Email: Robert.Millar@aer.gov.au

Dear Mr Buckley

**Access Arrangement for the Roma to Brisbane Pipeline (RBP) - user contributions**

Origin refers to the letter of the 8 November you sent out to stakeholders entitled *Access Arrangement for the Roma to Brisbane Pipeline (RBP) - user contributions*.

While we had not considered this issue in our initial submission and were comfortable with the ACCC's finding that capital contributions should not be included in the Initial Capital Base (ICB), it does appear from a strict reading of the Code that APTPPL is correct in its assertions that this matter should be handled under the dispute resolutions of the Code. However, Origin will accept the outcomes of any legal analysis the Commission undertake which sheds light on this interpretation.

In the absence of a contrary legal finding, Origin subsequently supports the inclusion of capital contributions in the ICP, as APTPPL argues, and will endeavour to recover its contributions through the dispute resolution mechanism at the appropriate time.

Yours Sincerely,

signed

Con van Kemenade  
Regulatory Strategy Manager  
Energy Risk Management